



# CERTIFICATE OF MAILING

By this certificate, I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

June 15, 2004

Date of Deposit

Vincent J. Gnoffo, Reg. No. 44,714

Name of Applicant, Assignee or  
Registered Representative

*Vincent J. Gnoffo*

Signature

*June 15, 2004*

Date of Signature

Our Case No.: 10781/25

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ioannis Pallikaris et al.

Serial No.: 10/786,350

Filing Date: February 25, 2004

For: DEVICE FOR SEPARATING THE  
EPITHELIUM LAYER FROM THE  
SURFACE OF THE CORNEA OF  
AN EYE

Examiner: Not yet assigned

Group Art Unit No.: 3739

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and

made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

No.	Date	Name
6,506,198	January 14, 2003	Amano
6,335,006	January 1, 2002	Miller
6,126,668	October 03, 2000	Bair et al.
5,997,559,	December 07, 1999	Ziemer
5,851,213	December 22, 1998	Berleth et al.
5,807,381	September 15, 1998	Lieberman
5,658,303	August 19, 1997	Koepnick
5,554,155	September 10, 1996	Awh et al.
5,492,135	February 20, 1996	DeVore et al.
5,426,739	October 31, 1995	Dan et al.
5,312,413	May 17, 1994	Eaton et al.
5,279,611	January 18, 1994	McDonnell et al.
5,215,104	June 01, 1993	Stenert
5,133,726	July 01, 1992	Ruiz et al.
5,108,412	April 28, 1992	Krumeich et al.
4,798,204	January 17, 1989	L'Esperance, Jr.
4,665,914	May 19, 1987	Tanne
4,659,584	April 21, 1987	Schlik
4,198,132	April 15, 1980	Seeger et al.
<b>FOREIGN PATENT DOCUMENTS</b>		
DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY
DE 201 15 585 U1	02/21/2002	Germany
EP 1 114 628 A1	07/11/2001	EPO
WO 98/53774	12/03/1998	PCT
WO 94/17851	08/18/1994	PCT
<b>OTHER ART – NON PATENT LITERATURE DOCUMENTS</b>		
Terry J. Van Der Werff, D.Phil., <i>A New Single-Parameter Ocular Rigidity Function</i> , Vol. 92, pgs. 391-395 (1981).		
Winston Roberts, M.D., and J. William Rogers, M.D., <i>Postural Effects on Pressure and Ocular Rigidity Measurements</i> , pgs. 111-118 (Assumed published prior to filing date).		
Peter P. Purslow, PhD, Wojciech S.S. Karwatowski, FROCOphth, <i>Ocular Elasticity</i> , pgs. 1686-1692 (1996).		

Joseph N. Simone, MD and Marc M. Whitacre, MD, <i>The Effect of Intraocular Gas and Fluid Volumes on Intraocular Pressure</i> , Ophthalmology, Vol. 97, No. 2, pgs.238-243 (1990).
John E. Eisenlohr, M.E. Langham and A.E. Maumenee, <i>Manometric Studies of the Pressure-Volume Relationship in Living and Enucleated Eyes of Individual Human Subjects</i> , Brit. J. Ophthal., Vol. 46, pgs. 536-548 (1962).
Richard F. Brubaker, <i>Tonometry</i> , Clinical Ophthalmology, Vol. 3, Chap. 47, pgs. 1-7 (Assumed to be published before filing date).
Jonas S. Friedenwald, M.D., <i>Tonometer Calibration</i> , pgs. 108-123 (1957).
Carsten Edmund, <i>Corneal Elasticity and Ocular Rigidity in Normal and Keratoconic Eyes</i> , Acta Ophthalmologica, Vol. 66, pgs. 134-140 (1988).
Ephraim Friedman, MD, Sara Krupsky, MD, Anne Marie Lane, MPH, Setsuko S. Oak, Eric S. Friedman, MD, Kathleen Egan, MPH, Evangelos S. Gragoudas, MD, <i>Ocular Blood Flow Velocity in Age-Related Macular Degeneration</i> , Ophthalmology, Vol. 102, No. 4, pgs. 640-646 (1995).
Mark W. Johnson, MD, Dennis P. Han, MD, Kenneth E. Hoffman, MS, <i>The Effect of Scleral Buckling on Ocular Rigidity</i> , Ophthalmology, Vol 97, pgs. 190-195 (1990).
Evangelos S. Gragoudas, MD, Suresh R. Chandra, MD, Ephraim Friedman, MD, Michael L. Klein, MD, Micael Van Buskirk, MD, <i>Disciform Degeneration of the Macula</i> , Arch Ophthalmol, Vol. 94, pgs. 755-757 (1976).
Ephraim Friedman, MD, <i>A Hemodynamic Model of the Pathogenesis of Age Related Macular Degeneration</i> , pgs. 1-14 (1997).
Jeffrey B. Robin, MD <i>Overview of Microkeratomes</i> , (Assumed to be published before filing date).
Ioannis G. Pallikaris, MD, Maria E. Papatzanaki, MD, Evdoxia Z. Stathi, MD, Oliver Frenschöck, and Anthimos Georgiadis, PhD, <i>Laser in Situ Keratomileusis</i> , Lasers in Surgery and Medicine, Vol.10 pgs. 463-468, 1990.
Stephen L. Trokel, M.D., R. Srinivasan, PhD., and Bodil Baren, B.A., <i>Excimer Laser Surgery of the Cornea</i> , Vol. 96, No. 6, pgs.710-715, 1983.
David S. Gartry, FRCS, FCOphth, Malcolm G. Kerr Muir, FRCS, FCOphth, John Marshall, PhD., <i>Photorefractive Keratectomy with an Argon Fluoride Excimer Laser: A Clinical Study</i> , Vol. 7, pgs. 420-435, November/December 1991.

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be

FORM PTO-1449	SERIAL NO. 10/786,350	CASE NO. 10781/25
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE February 25, 2004	GROUP ART UNIT 3739
(use several sheets if necessary)		APPLICANT(S): Ioannis Pallikaris et al.

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.)	
A39	Stephen L. Trokel, M.D., R. Srinivasan, PhD., and Bodil Baren, B.A., <i>Excimer Laser Surgery of the Cornea</i> , Vol. 96, No. 6, pgs.710-715, 1983.	
A40	David S. Gartry, FRCS, FCOphth, Malcolm G. Kerr Muir, FRCS, FCOphth, John Marshall, PhD., <i>Photorefractive Keratectomy with an Argon Fluoride Excimer Laser: A Clinical Study</i> , Vol. 7, pgs. 420-435, November/December 1991.	

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

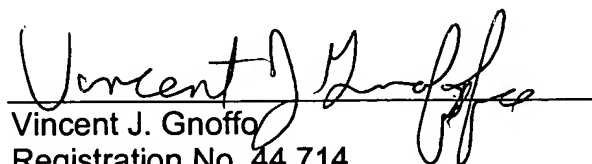
construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

This application is a continuation application of U.S. Serial No. 09/911,356, filed July 23, 2001 and is relied upon for an earlier filing dated under 35 U.S.C. § 120. In accordance with Rule 37 C.F.R. § 1.98(d) only copies of documents not previously cited and submitted to the Patent and Trademark Office in the prior application Serial No. 09/911,356 are enclosed for the convenience of the Examiner.

Applicant(s) respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

  
Vincent J. Gnoffo  
Registration No. 44,714  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
(312) 321-4200